

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 1575 – SB 1820

January 28, 2020

SUMMARY OF BILL: Adds serious sexual abuse to the defense of duress. Adds serious sexual abuse as a justification for excluding the use of deadly force from criminal responsibility for certain individuals.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- The proposed legislation defines serious sexual abuse as:
 - Aggravated rape;
 - Rape;
 - Rape of a child; or
 - Aggravated rape of a child.
- The proposed legislation justifies excluding criminal responsibility for the use of deadly force for following individuals:
 - A person that has a reasonable belief that there is a real imminent danger of serious sexual abuse;
 - A nuclear security officer that reasonably believes there is an imminent danger of serious sexual abuse; and
 - A law enforcement officer that has probable cause to believe that the individual to be arrested has committed a felony involving the infliction or threatened infliction of serious sexual abuse or poses a threat of serious sexual abuse to either the officer or others unless immediately apprehended.
- Any impact to local incarceration, the court system, or state incarceration resulting from adding sexual abuse as a defense for the outlined individuals is estimated to be not significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

/amj